

Daniel T. Satterberg, Prosecuting Attorney
District Court, West Division
W554 King County Courthouse, 516 Third Ave
Seattle, Washington 98104
(206) 296-9540, FAX (206) 296-2901

1 _____ (1) the maximum allowable treatment period under RCW 10.77.088(1)(a) has
2 ended; or

3 _____ (2) the maximum allowable inpatient treatment period under RCW
4 10.77.088(1)(a) has ended and the defendant is not suitable for outpatient treatment; or

5 _____ (3) a Western State Hospital professional person has determined that
6 competency is unlikely to be restored within the available treatment period(s) and the
7 Court so finds.

8 THE COURT FINDS there is probable cause to believe that the defendant committed the
9 acts alleged in the information in this criminal proceeding and as a result of a mental disorder
10 presents a substantial likelihood of repeating similar acts and that the defendant requires control
11 by the Court and other persons or institutions for the protection of the public pending evaluation
12 for civil commitment.

13 NOW, THEREFORE, under RCW 10.77.084(1)(c) and/or (1)(d), the criminal charges
14 filed herein are dismissed without prejudice. The dismissal of this case will be effective in all
15 respects only upon completion of the procedures set out in RCW 10.77 for evaluation of the
16 defendant for civil commitment (RCW 71.05).

17 THE COURT REFERS THE DEFENDANT FOR EVALUATION pursuant to RCW
18 Chapter 71.05

19 The King County Department of Public Safety shall transport the defendant to Western
20 State Hospital as soon as possible for commitment for up to 72 hours for evaluation regarding
21 filing a petition under RCW Chapter 71.05.

1 If the examining mental health professional determines it is not appropriate to detain the
2 defendant under RCW 71.05, the examiner shall inform the defendant of the time and place of
3 the review hearing pursuant to RCW 71.05.235, and the defendant shall appear for that hearing.

4 THE DEFENDANT IS RELEASED from all obligations under this cause, except for
5 compliance with the procedures for civil commitment evaluation set out in
6 RCW 10.77.

7 The King County Prosecutor's Office and any law enforcement agency possessing
8 relevant, non-confidential information is authorized to provide the WSH or the CDMHP
9 information that they reasonably believe may be of assistance in conducting the civil
10 commitment evaluation

11 DONE IN OPEN COURT this ____ day of _____, 20__.

12
13 _____
14 Judge

15 Presented By:

16 _____
17 Deputy Prosecuting Attorney, Bar #

18 Approved for entry; copy received:

19 _____
20 Attorney for defense, Bar #
21
22
23

ORDER AND FOR CIVIL COMMITMENT
EVALUATION AT WSH -1 APRIL 2011

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